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EXPRESS MAIL CERTIFICATE

Date 5/22/02 Label No. EU 028719066-45  
I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

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PATENT TRADEMARK OFFICE

Docket No.: 5986/11147US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Max Costa; Konstantin Salnikow; Herman Yee

Serial No.: 10/057,832 Art Unit: 1645

Confirmation No.: 1550

Filed: January 25, 2002 Examiner: To be assigned

For: METHODS AND COMPOSITIONS USING CAP43 PROTEINS AND NUCLEIC ACIDS TO DIAGNOSE AND TREAT CANCER AND OTHER DISORDERS

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS AND  
COMPLETION OF PATENT APPLICATION

In response to the Notice to File Missing Parts of Nonprovisional Application (hereinafter referred to as the "Notice to File Missing Parts") mailed on March 22, 2002, Applicants submit the following items for completion of this

application:

1. [X] A return copy of the Notice to File Missing Parts;
2. [X] Declaration and Power of Attorney document, executed by each of the above-named inventors (6 pages);
3. [X] An assignment, executed by each of the above-named inventors, for recordation in the U.S. Patent and Trademark Office (5 pages, including Recordation Form Cover Sheet);
4. [X] Formal Drawings (Figures 1A-13G on 18 sheets);
5. [X] Applicants claim small entity status for this application under 37 C.F.R. § 1.27 (a partial refund of all large entity fees paid for this application within the last two months is respectfully requested);
6. [X] A check in the amount of \$1717.00 in payment of the small entity filing and recordation fees (as estimated on the attached **Fee Computation Sheet**), including the surcharge set forth in 37 C.F.R. § 1.16(l);
7. [X] Sequence Listing in paper and computer readable forms, pursuant to 37 C.F.R. § 1.821(c) and (e) and § 1.824.
8. [X] Pursuant to the requirements of 37 C.F.R. § 1.821(f) and (g), the undersigned hereby states that the Sequence Listing submitted herewith contains no new matter and that the sequence listing information recorded in the submitted computer readable form is identical to the written (on paper) Sequence Listing.

The Commissioner is hereby authorized and requested to charge the required fee(s) and/or credit the refund(s) owed to our Deposit Account No. 04-0100.

Respectfully submitted,

Dated: May 22, 2002

Samuel S. Woodley, Ph.D.  
Reg. No. 43,287  
Agent for Applicant(s)

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Serial No. 10/057,832

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## PATENT FEE COMPUTATION SHEET

	No. of Claims Presented	Extra Claims Previously Paid For	Number of Extra Claims	Rate
Basic Fee . . . . .				\$740.00
Total Claims	102 - 20	- 0 = 82	x \$18.00	\$1476.00
Independent Claims	15 - 3	- 0 = 12	x \$84.00	\$1008.00
Multiple Dependent Claims		- if so, add	\$280.00	\$0.00
Surcharge for late submission of filing fee and/or declaration (\$130.00) . . . . .				\$130.00
SUBTOTAL . . . . .				\$3354.00
[X] Small Entity REDUCTION (Half of Subtotal) . . . . .				\$1677.00
Fee for recordation of assignment (\$40.00) . . . . .				\$40.00
Charge for filing non-English language application (\$130.00) . . . . .				\$0.00
TOTAL . . . . .				\$1717.00

63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**For questions regarding compliance to these requirements, please contact:**

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE